

1 ANN K. JOHNSTON, ESQ. (SBN 145022)  
 2 BERGER KAHN  
 3 A Law Corporation  
 4 7200 Redwood Boulevard, Suite 325  
 Novato, CA 94945  
 Tel: (415) 899-1770 • Fax: (415) 899-1769

5 Attorneys for Defendant  
 6 HARTFORD CASUALTY INSURANCE COMPANY

ORIGINAL  
 FILED  
 AUG 27 2008  
 RICHARD W. WICKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 MMC

## E-filing

### UNITED STATES DISTRICT COURT

### NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

**CV 08**

**4101**

11 MATTHEW McCARTHY,	CASE NO.
12 Plaintiff,	
13 vs.	CERTIFICATION OF INTERESTED ENTITIES OR PERSONS
14 HARTFORD CASUALTY INSURANCE COMPANY, DOES 1- 10,	
16 Defendants.	

DATE ACTION FILED: 7/14/2008  
 TRIAL DATE: Not Set

19 Pursuant to Civil Local Rule 3-16, the undersigned, counsel of record for  
 20 Hartford Casualty Insurance Company, certifies that the following listed persons,  
 21 associations of persons, firms, partnerships, corporations (including parent  
 22 corporations) or other entities may have a pecuniary interest in the outcome of this  
 23 case: Hartford Financial Services Group, Inc., Hartford Fire Insurance Company,

24 ///

25 ///

26 ///

27 ///

28 ///

1 and Hartford Accident and Indemnity Company. These representations are made  
2 to enable the Court to evaluate possible disqualification or recusal.

3 DATED: August 27, 2008

BERGER KAHN  
A Law Corporation

5 By:   
6 ANN K. JOHNSTON  
7 Attorneys for Defendant  
Hartford Casualty Insurance Company

BERGER KAHN  
*A Law Corporation*  
7200 Redwood Blvd., Suite 325  
Novato, CA 94945

28  
27  
26  
25  
24  
23  
22  
21  
20  
19  
18  
17  
16  
15  
14  
13  
12  
11  
10  
9  
8  
7  
6  
5  
4  
3  
2  
1

1                   **AFFIDAVIT AND DECLARATION OF PROOF OF SERVICE**

2

3                   I am over the age of eighteen years and not a party to the within action. I am  
 4 employed by Berger Kahn, A Law Corporation, whose business address is: 7200  
 Redwood Boulevard, Suite 325, Novato, CA 94945 ("the firm").

5                   On August 27, 2008, I served the within document(s) described as:  
 6 **CERTIFICATION OF INTERESTED ENTITIES OR PERSONS** on the interested  
 parties in this action by placing true copy(ies) thereof enclosed in sealed envelope(s)  
 addressed as follows:

7                   Brendan Hallinan  
 8                   Michael McCloskey  
 9                   819 Eddy Street  
 San Francisco, CA 94109  
 Tel: 415-771-6174

10                   **BY MAIL**(C.C.P. § 1013(a))—I deposited such envelope(s) for processing in the  
 11 mail room in our offices. I am "readily familiar" with the firm's practice of  
 12 collection and processing correspondence for mailing. It is deposited with the  
 U.S. Postal Service on that same day with postage thereon fully prepaid at Novato,  
 California, in the ordinary course of business. I am aware that on motion of a  
 party served, service is presumed invalid if postal cancellation date or postage  
 meter date is more than one day after the date of deposit for mailing in affidavit.

14                   **BY FAX** (C.C.P. § 1013(a), (e); CRC 2008)—by transmitting said document(s) by  
 15 electronic facsimile at approximately .m. at 7200 Redwood Boulevard,  
 16 Suite 325, Novato, California 94945, to the respective facsimile number(s) of the  
 17 party(ies) as stated on the attached mailing list. The facsimile machine I used  
 complied with California Rules of Court, rule 2003, and no error was reported by  
 the machine. Pursuant to California Rules of Court, rule 2008(e), I caused the  
 machine to print a record of the transmission, a copy of which is attached to this  
 declaration.

18                   **BY OVERNIGHT MAIL**(C.C.P. § 1013(c))—I placed said envelope(s) for  
 19 collection by \*\*\***Federal Express/Golden State Overnight\*\*\***, following  
 20 ordinary business practices, at the business offices of Berger Kahn for collection  
 and processing of correspondence with said overnight mail service, and said  
 21 envelope(s) will be deposited with said overnight mail service on said date in the  
 ordinary course of business.

22                  I am "readily familiar" with the firm's practice of collection and processing of  
 23 correspondence for service with said overnight mail service. It is deposited with  
 24 said overnight mail service on that same day in the ordinary course of business. I  
 am aware that, on motion of a party served, service is presumed invalid if the said  
 25 overnight delivery service cancellation date or delivery date on the overnight  
 delivery service slip is more than one day after the date of deposit with said  
 overnight delivery service contained in this affidavit.

26                   **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED**—I served the  
 27 within document(s) by placing  the original  true copy(ies) thereof enclosed  
 28 in sealed envelope(s) with Certified Mail, Return Receipt Requested, postage  
 thereon fully prepaid and by causing such envelope(s) to be deposited in the mail  
 at 7200 Redwood Boulevard, Suite 325, Novato, California 94945.

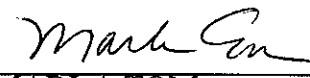
1 I am "readily familiar" with the firm's practice of collecting and processing  
2 correspondence for mailing by Certified Mail, Return Receipt Requested, with the  
3 United States Postal Service; it is deposited with the United States Postal Service  
4 on that same day in the ordinary course of business. I am aware that on motion of  
5 a party served, service is presumed invalid if the postal cancellation date or postal  
6 meter date on the envelope(s) is more than one day after the date of deposit for  
7 mailing contained in this affidavit.

8  **BY PERSONAL SERVICE**(C.C.P. § 1011(a))—I delivered such envelope(s) by  
9 hand to the offices of the addressee(s).

10  (State) I declare under penalty of perjury under the laws of the State of California  
11 that the foregoing is true and correct.

12  (Federal) I declare that I am employed in the office of a member of the bar of this  
13 Court at whose direction the service was made.

14 Executed on August 27, 2008, at Novato, California.

15   
16 MARLA TOM

17 BERGER KAHN  
18 A Law Corporation  
19 7200 Redwood Blvd., Suite 325  
20 Novato, CA 94945

21  
22  
23  
24  
25  
26  
27  
28